

AGENDA
CITY COUNTY COUNCIL
AND THE
INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION
SPECIAL SERVICE DISTRICT COUNCILS

July 14, 2014

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Evans**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – June 23, 2014**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 140, 2014 (Special Resolution)
INTRODUCED: 04/14/2014 BY: Councillor Osili
REFERRED TO: Committee of the Whole
DIGEST: recognizes David Gadis for his 2014 induction into the Indiana Basketball Hall of Fame
COUNCIL ACTION:
04/14/2014 Postpone until 5/12/2014
05/12/2014 Postpone until 7/14/2014

PROPOSAL NO. 233, 2014 (Special Resolution)
INTRODUCED: 07/14/2014 BY: Councillors Pfisterer, Lutz and McHenry
REFERRED TO: Committee of the Whole
DIGEST: honors the life and legacy of Merri J. Anderson

PROPOSAL NO. 234, 2014 (Special Resolution)
INTRODUCED: 07/14/2014 BY: Councillors Lewis and Barth
REFERRED TO: Committee of the Whole
DIGEST: recognizes Teach for America Fellows Jake Resetarits, Khristopher Johnson-DeLoatch and Brian Dickey

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 175, 2014 (Special Resolution)

INTRODUCED: 05/12/2014 BY: Councillors Brown and Talley

REFERRED TO: Committee of the Whole

DIGEST: recognizes the Cathedral High School football team for winning the 5A State Title in 2013

COUNCIL ACTION:

05/12/2014 Postpone until 6/2/2014

06/02/2014 Postpone

PROPOSAL NO. 207, 2014 (Council Resolution)

INTRODUCED: 06/23/2014 BY: Councillors Lewis and Barth

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: appoints Dennis Dye to the Metropolitan Development Commission

COMMITTEE ACTION:

06/30/2014 Do Pass 7-0

PROPOSAL NO. 208, 2014 (Council Resolution)

INTRODUCED: 06/23/2014 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appoints Shary Kiggins to the Domestic Violence Fatality Review Team

COMMITTEE ACTION:

07/02/2014 Do Pass 8-0

PROPOSAL NO. 209, 2014 (Council Resolution)

INTRODUCED: 06/23/2014 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appoints Dena Simpson to the Domestic Violence Fatality Review Team

COMMITTEE ACTION:

07/02/2014 Do Pass 8-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 227, 2014 (General Resolution)

INTRODUCED: 07/14/2014 BY: Councillors Lewis and McQuillen

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: approves the issuance of promissory notes by the Metropolitan Development Commission in an amount not to exceed \$12,500,000 for the purpose of acquisition of real property and rehabilitation needed at Keystone North Apartments

PROPOSAL NO. 228, 2014 (Fiscal Ordinance)

INTRODUCED: 07/14/2014 BY: Councillors Moriarty Adams and Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves transfers of \$135,000 in the 2014 Budget of the Department of Public Safety, Animal Care and Control and Homeland Security Divisions (Consolidated County Fund) for fleet services expenses

PROPOSAL NO. 229, 2014 (Fiscal Ordinance)

INTRODUCED: 07/14/2014 BY: Councillors Barth, Lewis, Moriarty Adams, Talley, Hickman, Robinson and Adamson

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$1,500,000 in the 2014 Budget of the City-County Council (RebuildIndy Sub-Fund) for contractual expenditures related to public safety and neighborhood stabilization efforts

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 230, 2014 (General Resolution)
INTRODUCED: 07/14/2014 BY: Councillor Mascari
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: approves an amendment to the Marion County Sheriff's Office Personnel Retirement Plan

PROPOSAL NO. 231, 2014 (General Ordinance)
INTRODUCED: 07/14/2014 BY: Councillor Robinson
REFERRED TO: Rules and Public Policy Committee
DIGEST: amends Chapter 451 of the Code, concerning weapons, and adds new sections regarding the use and discharge of weapons in the Consolidated City

PROPOSAL NO. 232, 2014 (General Ordinance)
INTRODUCED: 07/14/2014 BY: Councillor Robinson
REFERRED TO: Rules and Public Policy Committee
DIGEST: amends Chapter 251 of the Code by adding a requirement that automated external defibrillators be available in certain public places

PROPOSAL NO. 241, 2014 (Special Resolution)
INTRODUCED: 07/14/2014 BY: Councillors Adamson, Evans, Mansfield, Miller, Oliver, Osili, Robinson, and Simpson
REFERRED TO: Community Affairs Committee
DIGEST: encourages Indianapolis Power & Light Co. to commit to a plan to stop burning coal in Marion County by 2020 and to invest in greater amounts of clean, renewable energy, reducing toxic emissions at the Harding Street plant

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 235-236, 2014 (Rezoning Ordinances)
INTRODUCED: 07/14/2014 BY: Councillor Robinson
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinances certified for **APPROVAL** by the Metropolitan Development Commission on June 27, 2014

PROPOSAL NOS. 237-239, 2014 (Rezoning Ordinances)
INTRODUCED: 07/14/2014 BY: Councillor Robinson
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinances certified for **APPROVAL** by the Metropolitan Development Commission on July 3, 2014

PROPOSAL NO. 240, 2014 (Rezoning Ordinance)
INTRODUCED: 07/14/2014 BY: Councillor Robinson
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinance certified for **DENIAL** by the Metropolitan Development Commission on July 3, 2014

X. SPECIAL ORDERS - PUBLIC HEARING

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 137, 2014 (General Ordinance)

INTRODUCED: 04/14/2014 BY: Councillors Hunter, Barth and Adamson

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to amend regulations applicable to breweries and distilleries

COMMITTEE ACTION:

04/29/2014 Postpone until 5/27/2014 7-0

07/08/2014 Do Pass 5-0

PROPOSAL NO. 188, 2014 (General Resolution)

INTRODUCED: 06/02/2014 BY: Councillors Evans, Cain, McQuillen and Moriarty Adams

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: approves the statement of benefits of Interactive Intelligence Group, Inc. and Duke Realty Corporation as an applicant for tax abatement for property located within an economic revitalization area

COMMITTEE ACTION:

06/30/2014 Do Pass 7-0

PROPOSAL NO. 215, 2014 (General Ordinance)

INTRODUCED: 06/23/2014 BY: Councillor Robinson

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends Chapter 581 of the code to add as a discriminatory practice the denial of equal opportunities based on source of income

COMMITTEE ACTION:

07/08/2014 Defeat 3-2

XIII. SPECIAL SERVICE DISTRICT COUNCILS

XIV. NEW BUSINESS

XV. ANNOUNCEMENTS AND ADJOURNMENT

The President The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

President's Designee Madam President.

The President The Chair recognizes Councillor McQuillen.

The Councillor Madam President, I have been asked to offer the following motion for adjournment:

By All Councillors in memory of Officer Perry Renn.

By Councillor Cain in memory of Mary Caroline "Molly" Adams, Benjamin L. Spurlock, Jr., John "Jack" Pecsok, and Reverend Warren Mathis.

By Councillor Lewis in memory of Diane Winters Taylor and Marvin "Chip" Wilkerson.

By Councillor Adamson in memory of Dianne Odo Bouvier and Paul Chase.

By Councillors Adamson and Osili in memory of Ned L. Garrett, Sr.

By Councillor Pfisterer in memory of Gerald Burns.

By Councillor Brown in memory of Jerome Sternberg.

Madam President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

The President

Thank you, Councillor McQuillen. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

XVI. PENDING PROPOSALS

PROPOSAL NO. 349, 2012 (General Resolution)

INTRODUCED: 10/15/2012 BY: Councillors Scales and Talley

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: approves an amendment to the declaratory resolution and redevelopment plan for the Fall Creek/Citizens Consolidated Redevelopment Area

COMMITTEE ACTION:

11/26/2012 Postpone until 12/10/2012 6-2

12/10/2012 Postpone until 1/14/2013 5-3

01/14/2013 Tabled 4-3

06/17/2013 Postpone until 8/26/2013 6-0

08/26/2013 Postpone until 11/18/2013 8-0

11/18/2013 Postpone until 1/13/2014 8-0

01/13/2014 Postpone until 3/3/2014 7-1

03/03/2014 Postpone until 3/31/2014 8-0

03/31/2014 Postpone until 4/21/2014 6-0

04/21/2014 Postpone until 5/19/2014 8-0

05/19/2014 Postpone until 7/21/2014 7-0

PROPOSAL NO. 143, 2013 (General Ordinance)

INTRODUCED: 05/13/2013 BY: Councillor Miller

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to adopt new provisions within Chapter 407 with respect to panhandling

COMMITTEE ACTION:

07/23/2013 Tabled 6-1

11/05/2013 Took No Action

11/19/2013 Do Pass As Amended 5-2

COUNCIL ACTION:

12/09/2013 Returned to Committee

COMMITTEE ACTION:

01/21/2014 Tabled 6-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 264, 2013 (General Ordinance)

INTRODUCED: 08/19/2013 BY: Councillor McQuillen

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the council rules to specify the membership on certain committees

COMMITTEE ACTION:

11/05/2013 Postpone until 11/19/2013 6-1

11/19/2013 Postpone until 12/10/2013 5-2

01/21/2014 Postpone until 2/18/2014 6-0

02/18/2014 Postpone until 3/18/2014 6-0

03/18/2014 Postpone until 4/29/2014 6-0

04/29/2014 Tabled 7-0

PROPOSAL NO. 350, 2013 (General Ordinance)

INTRODUCED: 11/11/2013 BY: Councillors McQuillen and Holliday

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code with respect to firearms in the Police Special Service District

COMMITTEE ACTION:

11/19/2013 Postpone until 1/21/2014 6-1

01/21/2014 Postpone until 2/18/2014 6-0

02/18/2014 Postpone until 3/18/2014 6-0

03/18/2014 Postpone until 4/29/2014 6-0

04/29/2014 Tabled 7-0

PROPOSAL NO. 23, 2014 (Special Resolution)

INTRODUCED: 01/27/2014 BY: Councillor Evans

REFERRED TO: Rules and Public Policy Committee

DIGEST: urges the General Assembly to pass the proposed constitutional amendment providing that there will be neither slavery nor involuntary servitude within Indiana

COUNCIL ACTION:

01/27/2014 Referred to the Rules and Public Policy Committee

COMMITTEE ACTION:

02/18/2014 Tabled 4-2

PROPOSAL NO. 91, 2014 (General Ordinance)

INTRODUCED: 03/17/2014 BY: Councillors Miller and Osili

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code with respect to curfew hours for children that are fifteen, sixteen or seventeen years of age

COMMITTEE ACTION:

04/29/2014 Postpone until 5/27/2014 6-0

PROPOSAL NO. 101, 2014 (Special Ordinance)

INTRODUCED: 04/14/2014 BY: Councillors Lewis, Moriarty Adams and Gooden

REFERRED TO: Administration and Finance Committee

DIGEST: defines eligibility for Public Employees' Retirement Fund (PERF) participation for City and County employees and authorizes the Controller to establish and administer a Defined Contribution Plan

COMMITTEE ACTION:

04/22/2014 Postpone until 5/20/2014 7-0

06/10/2014 Tabled 5-3

XVI. PENDING PROPOSALS

PROPOSAL NO. 104, 2014 (General Ordinance)

INTRODUCED: 04/14/2014 BY: Councillors Lewis, Barth and Moriarty Adams

REFERRED TO: Administration and Finance Committee

DIGEST: amends Chapter 291, Article IV of the Code regarding eligibility for participation in the deferred compensation plan

COMMITTEE ACTION:

04/22/2014 Postpone until 5/20/2014 7-0

06/10/2014 Tabled 5-3

PROPOSAL NO. 139, 2014 (Special Resolution)

INTRODUCED: 04/14/2014 BY: Councillors Adamson and Talley

REFERRED TO: Committee of the Whole

DIGEST: recognizes the staff and volunteers of Indianapolis Animal Care and Control for their many hours of service in 2013

COUNCIL ACTION:

04/14/2014 Postpone until 5/12/2014

05/12/2014 Postpone

PROPOSAL NO. 162, 2014 (Fiscal Ordinance)

INTRODUCED: 05/12/2014 BY: Councillors Barth and Miller

REFERRED TO: Community Affairs Committee

DIGEST: appropriates \$100,000 in the 2014 Budget of the Office of the Mayor (Consolidated County Fund) for early childhood education programs via a public purpose grant to be awarded to the United Way of Central Indiana

PROPOSAL NO. 163, 2014 (General Resolution)

INTRODUCED: 05/12/2014 BY: Councillors Barth and Miller

REFERRED TO: Community Affairs Committee

DIGEST: approves a public purpose grant to the United Way of Central Indiana totalling \$100,000 for the purpose of expanding access for Marion County children to high-quality early childhood education

PROPOSAL NO. 191, 2014 (Council Resolution)

INTRODUCED: 06/02/2014 BY: Councillors Moriarty Adams, Barth and Lewis

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appoints Mary Weber to the Domestic Violence Fatality Review Team

COMMITTEE ACTION:

06/11/2014 Postpone until 7/23/2014 8-0

PROPOSAL NO. 194, 2014 (Special Resolution)

INTRODUCED: 06/02/2014 BY: Councillor Gray

REFERRED TO: Public Works Committee

DIGEST: designates East 22nd Street, from North Olney Street to Sherman Drive, as the Father Boniface Hardin Memorial Way

PROPOSAL NO. 195, 2014 (General Ordinance)

INTRODUCED: 06/02/2014 BY: Councillors Barth, Miller and Adamson

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code by adding a new Chapter 851 establishing the Indianapolis-Marion County Landlord Registration Program

COMMITTEE ACTION:

07/08/2014 Amended and Postponed until 8/5/2014 5-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 210, 2014 (General Ordinance)

INTRODUCED: 06/23/2014 BY: Councillor Mascari

REFERRED TO: Public Works Committee

DIGEST: authorizes a reduction in speed limit in certain areas between Hanna Avenue and National Avenue (District 20)

PROPOSAL NO. 211, 2014 (Fiscal Ordinance)

INTRODUCED: 06/23/2014 BY: Councillor Brown

REFERRED TO: Public Works Committee

DIGEST: approves an additional appropriation of \$5,152,500 and a transfer of \$11,000,000 in the 2014 Budget of the Department of Public Works (Transportation General, Consolidated County, Federal Grants and Stormwater General Funds) to fund street repairs, the Pennsy Trail greenway development project, and stormwater capital projects.

PROPOSAL NO. 212, 2014 (Special Ordinance)

INTRODUCED: 06/23/2014 BY: Councillors McQuillen, Evans, Gooden, McHenry, Cain, Pfisterer, Lutz, Miller, Sandlin, Shreve, Holliday, Hunter, Freeman and Mahern

REFERRED TO: Public Works Committee

DIGEST: approves the issuance of IndyRoads Revenue Bonds in an amount not to exceed \$110,000,000 to finance certain street, road, curb and sidewalk improvements, and approves and authorizes other actions in respect thereto

PROPOSAL NO. 213, 2014 (Fiscal Ordinance)

INTRODUCED: 06/23/2014 BY: Councillors McQuillen, Evans, Gooden, McHenry, Cain, Pfisterer, Lutz, Miller, Sandlin, Shreve, Holliday, Hunter, Freeman and Mahern

REFERRED TO: Public Works Committee

DIGEST: appropriates the proceeds of the IndyRoads Revenue Bonds in an amount not to exceed \$110,000,000 to fund the cost of certain street, road, curb and sidewalk projects and the incidental expenses in connection therewith

PROPOSAL NO. 214, 2014 (General Ordinance)

INTRODUCED: 06/23/2014 BY: Councillors McQuillen, Evans, Gooden, McHenry, Cain, Pfisterer, Lutz, Miller, Sandlin, Shreve, Holliday, Hunter, Freeman and Mahern

REFERRED TO: Public Works Committee

DIGEST: amends the Code to remove the sunset provision related to the excise surtax and wheel tax contained therein to provide revenue for financing of IndyRoads Revenue Bonds